



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 6

1445 ROSS AVENUE, SUITE 1200
DALLAS, TX 75202-2733

OCT 22 2008

Ms. LeAnn M. Johnson-Koch
DLA Piper LLP
500 8th Street, NW
Washington, DC 20004-2131

RE: EPA Request for Reimbursement, Confirmation of Receipt of Payment
ALON USA Big Spring Refinery (Site ID No: A6E2)

Dear Ms. Johnson-Koch:

This letter provides confirmation that EPA received payment in the amount of \$77,183.73 on September 29, 2008, in accordance with the EPA Request for Reimbursement letter dated September 11, 2008. This Request for Reimbursement was to recover cleanup costs expended by EPA for the emergency response at the ALON USA, facility located in Big Spring, Texas (ALON), as a result of an incident that occurred on February 18, 2008.

The EPA has authority under a federal law entitled the Comprehensive Environmental Response, Compensation Liability Act (CERCLA), 42 U.S.C. § 9601 et seq., to recover its cleanup costs from persons identified as potentially responsible parties (PRPs) under the law. ALON was identified as a PRP based on its operation of the Big Spring Refinery.

In accordance with CERCLA and other authorities, EPA undertook certain actions and incurred certain costs in response to the release of hazardous substances. The cost of removal actions including oversight, is not inconsistent with the National Contingency Plan, 40 CFR Part 300. By reimbursing EPA for the cost as detailed in the Request for Reimbursement letter dated September 11, 2008, and the Itemized Cost Summary which was attached to the letter, you have complied with EPA's request.

The EPA does not anticipate additional Superfund action for the ALON Big Spring, Texas Refinery Site at the present time. However, if new information on hazardous substance contamination arises at the ALON Site, EPA may reconsider its current position. In particular, if new areas of contamination are identified, you should ensure that reasonable steps are undertaken to protect the environment and community. Based on the current information in EPA's possession, EPA believes no further federal response action is necessary.

Sincerely yours,

A handwritten signature in dark ink, appearing to read "Wren Stenger", written over a horizontal line.

Wren Stenger
Associate Branch Chief
Technical & Enforcement Branch